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Counsel for Plaintiffs

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

In Re Bard IVC Filters Products
Liability Litigation

No. MD-15-02641-PHX-DGC

SHERR-UNA BOOKER, an individual,
Plaintiff,

v.

C.R. BARD, INC., a New Jersey
corporation and BARD PERIPHERAL
VASCULAR, an Arizona corporation,
Defendants.

**NOTICE OF LODGING DOCUMENTS
RELATED TO PLAINTIFF SHERR-UNA
BOOKER'S RESPONSE TO
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT**

Pursuant to LRCiv 5.6(d), Plaintiff Sherr-una Booker submits this Notice of Lodging Certain Documents Under Seal Related to Plaintiff's Response to Defendants' Motion for Summary Judgment.

Plaintiff provides notice that, pursuant to LRCiv 5.6(d), she has lodged with the Court under seal her Supplemental Omnibus Statement of Facts in Opposition to Bard's Motion for Summary Judgment as to Plaintiff Sheer-una Booker's Claims ("Supplemental OSOF") and corresponding exhibits, which contains factual statements based on the

1 contents of documents that Defendants have claimed to be confidential and that are lodged
2 with this Notice.¹

3 Resolution of those confidentiality issues will determine which parts of the
4 Supplemental OSOF are appropriate for sealing and which statements may be filed
5 without redaction.

6 Defendants contend that many of the documents are confidential and should be
7 filed under seal. As required under LRCiv 5.6(d), Plaintiffs certify that on October 12,
8 2017, the parties met and conferred in good faith and were unable to agree about whether
9 the documents are confidential under the Protective Order and should be filed under seal.

10 Plaintiff does not believe that the disputed documents warrant continued
11 confidential treatment as proprietary or sensitive trade secret information.

12 This dispute notwithstanding, the parties have agreed to continue to meet and
13 confer on the documents at issue.

14 RESPECTFULLY SUBMITTED this 12th day of October, 2017.

15 GALLAGHER & KENNEDY, P.A.

16 By: /s/ Mark S. O'Connor

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18 2575 East Camelback Road
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Counsel for Plaintiffs

25 ¹ Plaintiff notes that she seeks to have sealed the portions of the Supplemental OSOF that
26 contain Plaintiff's personal healthcare information. Because the resolution of those
27 confidentiality claims will determine what redactions will be made to the Supplemental
28 OSOF, Plaintiff has not filed a redacted Supplemental OSOF and will file a properly
redacted version of the document once the confidentiality issues are determined by the
Court.

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of October 2017, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing.

/s/ Gay Mennuti

EXHIBIT A**Document:**

Supplemental Omnibus Statement of Facts in Opposition to Bard's Motion for Summary Judgment as to Plaintiff Sheer-una Booker's Claims ("Supplemental OSOF")

Exhibits to "Supplemental OSOF":

Exhibit B-G	BPVE-01-00719569
Exhibit B-I	BPVEFILTER-45-00019568
Exhibit B-J	BPVEFILTER-45-00012404
Exhibit B-L	BPVEFILTER-45-00012404
Exhibit B-M	BPV-17-01-00148749